

FIFTEENTH CONGRESS OF THE REPUBLIC)
OF THE PHILIPPINES)
First Regular Session)



Senate
Office of the Secretary

'10 DEC 13 P4:18

SENATE

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COMMITTEE REPORT NO. 13

Submitted by the Committee on Youth, Women and Family Relations through its Sub-Committee on Anti-Human Trafficking jointly with the Committees on Foreign Relations; Local Government; and Finance on DEC 13 2010.

Re: Senate Bill No. 2625

Recommending its approval in substitution of Senate Bill Nos. 172, 376, 395 and 1216, taking into consideration P. S. Resolution No. 100.

Sponsors: Senators Cayetano (P.), Legarda, Marcos and Drilon

MR. PRESIDENT:

The Committee on Youth, Women and Family Relations through its Sub-Committee on Anti-Human Trafficking of the Committee on Youth, Women and Family Relations joint with the Committees on Foreign Relations; Local Government; and Finance to which were referred S. NO. 172, introduced by Senator Trillanes IV, entitled:

**“AN ACT
AMENDING SECTION 10 OF REPUBLIC ACT 9208
OTHERWISE KNOWN AS THE ANTI-TRAFFICKING IN
PERSONS ACT OF 2003”**

S. No. 376, introduced by Senator Trillanes IV, entitled:

**“AN ACT
AMENDING SECTION 7 OF REPUBLIC ACT NO. 9208
OTHERWISE KNOWN AS THE ‘ANTI-TRAFFICKING IN
PERSONS ACT OF 2003’ BY REMOVING THE
CONFIDENTIALITY PROVISION IN FAVOR OF THE
ACCUSED AND FOR OTHER RELATED PURPOSES”**

S.No. 395, introduced by Senator Trillanes IV, entitled:

**“AN ACT
CREATING A PERMANENT SECRETARIAT FOR THE
INTER-AGENCY COUNCIL AGAINST TRAFFICKING
(IACAT) WHICH WAS UNDER SECTION 20 OF REPUBLIC
ACT NO. 9208, OTHERWISE KNOWN AS THE ‘ANTI-
TRAFFICKING IN PERSONS ACT OF 2003’ AS WELL AS
PROVIDING FOR ADDITIONAL FUNDING FOR THE
IACAT AND FOR OTHER RELATED PURPOSES”**

and S.No. 1216, introduced by Senator Villar, Jr., entitled:

**“AN ACT
TO INSTITUTE MECHANISM FOR THE CREATION OF
TEMPORARY SHELTER PROGRAM FOR TRAFFICKED
PERSONS”**

and P.S. Resolution No. 100, introduced by Senator Legarda, entitled:

**“RESOLUTION
DIRECTING THE COMMITTEE ON FOREIGN
RELATIONS TO CONDUCT AN INQUIRY, IN AID OF
LEGISLATION, ON MOUNTING CONCERNS OVER THE
PREVALENCE OF HUMAN TRAFFICKING OF
FILIPINOS, TO DETERMINE WHETHER REMEDIAL
MEASURES MUST BE INTRODUCED TO ENSURE THAT
REPUBLIC ACT NO. 9208 OR THE ANTI-TRAFFICKING
IN PERSONS ACT OF 2003 EFFECTIVELY COMBATS
TRAFFICKING IN ITS EVOLVING FORMS, AND
RECOMMEND APPROPRIATE ACTION”**

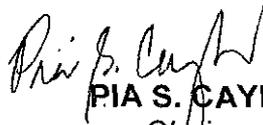
have considered the same and have the honor to report it back to the Senate
with the recommendation that the attached bill, Senate Bill No. **2625** prepared by
the Committees entitled:

**AN ACT
AMENDING REPUBLIC ACT NO. 9208, ENTITLED “AN
ACT TO INSTITUTE POLICIES TO ELIMINATE
TRAFFICKING IN PERSONS ESPECIALLY WOMEN
AND CHILDREN, ESTABLISHING THE NECESSARY**

**INSTITUTIONAL MECHANISMS FOR THE
PROTECTION AND SUPPORT OF TRAFFICKED
PERSONS, PROVIDING PENALTIES FOR ITS
VIOLATIONS, AND FOR OTHER PURPOSES,
OTHERWISE KNOWN AS THE "ANTI-TRAFFICKING IN
PERSONS ACT OF 2003"**

be approved in substitution of Senate Bill Nos. 172, 376, 395 and 1216, taking into consideration P. S. Resolution No. 100 with Senators Trillanes IV, Villar, Jr., Legarda, Cayetano (P.), Marcos, Drilon as authors thereof.

Respectfully submitted,



PIA S. CAYETANO

Chairperson

Committee on Youth, Women and Family Relations



LOREN LEGARDA

Chair, Committee on Foreign Relations

*Chair, Sub-Committee on Anti-Human Trafficking of the
Committee on Youth, Women and Family Relations*

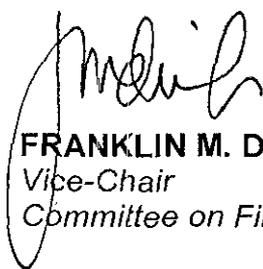
*Vice Chair, Committee on Youth, Women
and Family Relations*



MANNY VILLAR

Vice-Chair

*Committee on Youth, Women and
Family Relations*



will interpellate

FRANKLIN M. DRILON

Vice-Chair

Committee on Finance

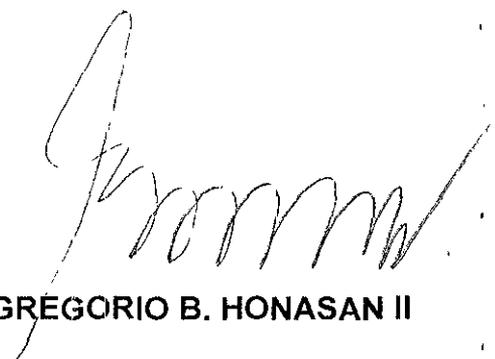


FERDINAND R. MARCOS, JR.

Chairman

Committee on Local Government

MEMBERS:



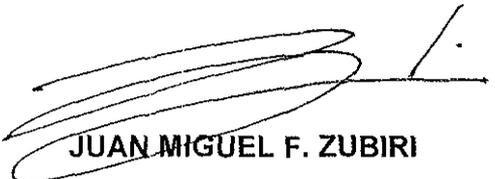
GREGORIO B. HONASAN II



EDGARDO J. ANGARA

MANUEL "LITO" M. LAPID

ANTONIO "SONNY" F. TRILLANES IV



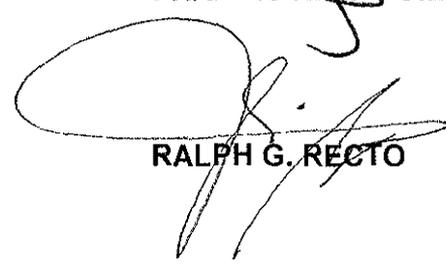
JUAN MIGUEL F. ZUBIRI



FRANCIS N. PANGILINAN



RAMON BONG REVILLA, JR.



RALPH G. RECTO



FRANCIS "CHIZ" G. ESCUDERO

MIRIAM DEFENSOR SANTIAGO



TEOFISTO L. GUINGONA III

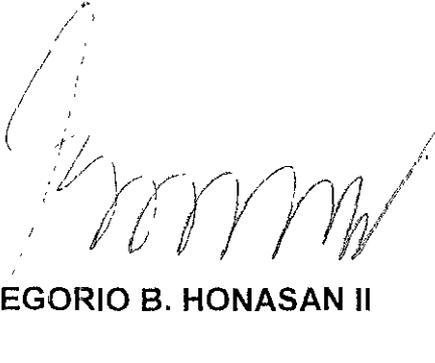


SERGIO OSMENA III



JOKER P. ARROYO

MEMBERS:



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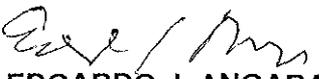
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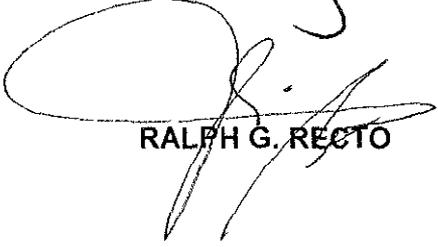
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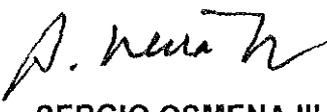


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RALPH G. RECTO

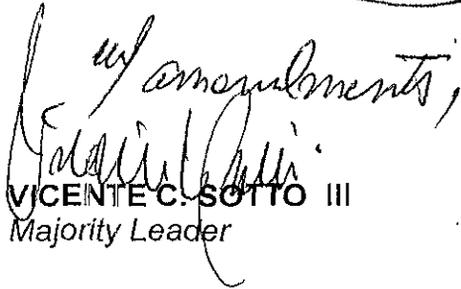
MIRIAM DEFENSOR SANTIAGO



SERGIO OSMENA III

Ex-Officio Members:


JINGGOY EJERCITO ESTRADA
President Pro-Tempore

Amendments,

VICENTE C. SOTTO III
Majority Leader


ALAN PETER "COMPANERO" S. CAYETANO
Minority Leader

The Senate President
Senate of the Philippines
Pasay City

FIFTEENTH CONGRESS OF THE)
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S.B. No. 2625

Prepared by the Sub-Committee on Anti-Trafficking of the Committee on Women, Youth and Family Relations joint with the Committees on Foreign Relations; Local Government; and Finance with Senators Trillanes IV, Villar, Jr., Legarda, Cayetano (P), Marcos and Drilon as authors

"AN ACT

AMENDING REPUBLIC ACT NO. 9208, ENTITLED "AN ACT TO INSTITUTE POLICIES TO ELIMINATE TRAFFICKING IN PERSONS ESPECIALLY WOMEN AND CHILDREN, ESTABLISHING THE NECESSARY INSTITUTIONAL MECHANISMS FOR THE PROTECTION AND SUPPORT OF TRAFFICKED PERSONS, PROVIDING PENALTIES FOR ITS VIOLATIONS, AND FOR OTHER PURPOSES," OTHERWISE KNOWN AS THE "ANTI-TRAFFICKING IN PERSONS ACT OF 2003"

Be it enacted by the Senate and House of the Representatives of the Philippines in Congress assembled:

1 **SECTION 1. Short Title.** - This Act shall be known as the "Expanded
2 **Anti-Trafficking in Persons Act of 2010."**

3
4 **SEC. 2.** Section 3 of Republic Act No. 9208 is hereby amended to read as
5 follows:

6 **"Sec. 3. Definition of Terms.** - As used in this Act:

- 7 (a) *Trafficking in Persons* - refers to the recruitment, transportation,
8 transfer or harboring, or receipt of persons with or without the
9 victim's consent or knowledge, within or across national borders by
10 means of threat, or use of force, or other forms of coercion,
11 abduction, fraud, deception, abuse of power or of position, taking

1 advantage of the vulnerability of the person, or, the giving or
2 receiving of payments or benefits to achieve the consent of a person
3 having control over another person for the purpose of exploitation
4 which includes at a minimum, the exploitation or the prostitution of
5 others or other forms of sexual exploitation, forced labor or services,
6 slavery, servitude or the removal or sale of organs.

7 The recruitment, transportation, transfer, harboring, **ADOPTION**
8 or receipt of a child for the purpose of exploitation **OR WHEN THE**
9 **ADOPTION IS INDUCED BY ANY FORM OF**
10 **CONSIDERATION** shall also be considered as "trafficking in
11 persons" even if it does not involve any of the means set forth in the
12 preceding paragraph.

13 (b) *Child* - refers to a person below eighteen (18) years of age or one
14 who is over eighteen (18) but is unable to fully take care of or
15 protect himself/herself from abuse, neglect, cruelty, exploitation, or
16 discrimination because of a physical or mental disability or
17 condition.

18 (c) *Prostitution* - refers to any act, transaction, scheme or design
19 involving the use of a person by another, for sexual intercourse or
20 lascivious conduct in exchange for money, profit or any other
21 consideration.

22 (d) *Forced Labor and Slavery* - refer to the extraction of work or services
23 from any person by means of enticement, violence, intimidation or
24 threat, use of force or coercion, including deprivation of freedom,
25 abuse of authority or moral ascendancy, debt-bondage or deception.

26 (e) **INVOLUNTARY SERVITUDE - REFERS TO A CONDITION OF**
27 **ENFORCED AND COMPULSORY SERVICE INDUCED BY**
28 **MEANS OF ANY SCHEME, PLAN OR PATTERN, INTENDED**
29 **TO CAUSE A PERSON TO BELIEVE THAT IF HE OR SHE DID**

1 NOT ENTER INTO OR CONTINUE IN SUCH CONDITION, HE
2 OR SHE OR ANOTHER PERSON WOULD SUFFER SERIOUS
3 HARM OR OTHER FORMS OF ABUSE OR PHYSICAL
4 RESTRAINT, OR THE ABUSE OR THREATENED ABUSE OF
5 THE LEGAL PROCESS.

6 (f)[e] *Sex Tourism* - refers to a program organized by travel and tourism-
7 related establishments and individuals which consists of tourism
8 packages or activities, utilizing and offering escort and sexual
9 services as enticement for tourists. This includes sexual services and
10 practices offered during rest and recreation periods for members of
11 the military.

12 (g) [f] *Sexual Exploitation* - refers to participation by a person in
13 prostitution or the production of pornographic materials as a result
14 of being subjected to a threat, deception, coercion, abduction, force,
15 abuse of authority, debt bondage, fraud or through abuse of a
16 victim's vulnerability.

17 (h) [g] *Debt Bondage* - refers to the pledging by the debtor of his/her
18 personal services or labor or those of a person under his/her control
19 as security or payment for a debt, when the length and nature of
20 services is not clearly defined or when the value of the services as
21 reasonably assessed is not applied toward the liquidation of the
22 debt.

23 (i)[h] *Pornography* - refers to any representation, through publication,
24 exhibition, cinematography, indecent shows, information
25 technology, or by whatever means, of a person engaged in real or
26 simulated explicit sexual activities or any representation of the
27 sexual parts of a person for primarily sexual purposes.

28 (j) [i] *Council* - shall mean the Inter-Agency Council Against Trafficking
29 created under Section 20 of this Act."

1
2 **SEC. 3.** Section 4 of Republic Act No. 9208 is hereby amended to read as
3 follows:

4 **"Sec. 4. Acts of Trafficking in Persons.** - It shall be unlawful for
5 any person, natural or juridical, to commit any of the following acts.

6 (a) To recruit, transport, transfer, harbor, provide, or receive a person
7 by any means, including those done under the pretext of domestic
8 or overseas employment or training or apprenticeship, for the
9 purpose of prostitution, pornography, **OR** sexual exploitation
10 [forced labor, slavery, involuntary servitude or debt bondage];

11 (b) To introduce or match for money, profit, or material, economic or
12 other consideration, any person or, as provided for under Republic
13 Act No. 6955, any Filipino [women] **WOMAN** to a foreign national,
14 for marriage for the purpose of acquiring, buying, offering, selling
15 or trading him/her to engage in prostitution, pornography, sexual
16 exploitation, forced labor, slavery, involuntary servitude or debt
17 bondage;

18 (c) To offer or contract marriage, real or simulated, for the purpose of
19 acquiring, buying, offering, selling, or trading them to engage in
20 prostitution, pornography, sexual exploitation, forced labor or
21 slavery, involuntary servitude or debt bondage;

22 (d) To undertake or organize tours and travel plans consisting of
23 tourism packages or activities for the purpose of utilizing and
24 offering persons for prostitution, pornography or sexual
25 exploitation;

26 [(e) To maintain or hire a person to engage in prostitution or
27 pornography];

1 (E) TO ADOPT PERSONS BY GIVING CONSIDERATION, OR TO
2 FACILITATE THE SAME;

3 (f) To adopt or facilitate the adoption of persons for the purpose of
4 prostitution, pornography, sexual exploitation, forced labor,
5 slavery, involuntary servitude or debt bondage;

6 (g) To recruit, hire, adopt, transport or abduct a person, by means of
7 threat or use of force, fraud, deceit, violence, coercion, or
8 intimidation for the purpose of removal or sale of organs of said
9 person;

10 (h) To recruit, transport or adopt a child to engage in armed activities
11 in the Philippines or abroad;

12 (I) TO RECRUIT, TRANSPORT, TRANSFER, HARBOR, OR
13 RECEIVE A PERSON BY MEANS DEFINED IN SECTION 3 OF
14 THIS ACT FOR PURPOSES OF FORCED LABOR AND
15 INVOLUNTARY SERVITUDE, INCLUDING A SCHEME, PLAN,
16 OR PATTERN INTENDED TO CAUSE THE PERSON EITHER:

17 (1) TO BELIEVE THAT IF THE PERSON DID NOT
18 PERFORM SUCH LABOR OR SERVICES, HE OR SHE OR
19 ANOTHER PERSON WOULD SUFFER SERIOUS HARM OR
20 PHYSICAL RESTRAINT; OR

21 (2) TO ABUSE OR THREATEN THE USE OF LAW OR
22 THE LEGAL PROCESSES; AND

23 (J) TO RECRUIT, TRANSPORT, HARBOR, RECEIVE A CHILD
24 FOR PURPOSES OF EXPLOITATION OR TRADING THEM,
25 INCLUDING BUT NOT LIMITED TO THE ACT OF BUYING
26 AND SELLING A CHILD FOR ANY CONSIDERATION OR

1 FOR BARTER. TRAFFICKING FOR PURPOSES OF
2 EXPLOITATION OF CHILDREN SHALL INCLUDE:

3 (1) ALL FORMS OF SLAVERY OR PRACTICES SIMILAR
4 TO SLAVERY, DEBT BONDAGE AND FORCED
5 LABOR, INCLUDING RECRUITMENT OF
6 CHILDREN FOR USE IN ARMED CONFLICT;

7 (2) THE USE, PROCURING OR OFFERING OF A CHILD
8 FOR PROSTITUTION, FOR THE PRODUCTION OF
9 PORNOGRAPHY, OR FOR PORNOGRAPHIC
10 PERFORMANCES;

11 (3) THE USE, PROCURING OR OFFERING OF A CHILD
12 FOR THE PRODUCTION AND TRAFFICKING OF
13 DRUGS;

14 (4) THE USE, PROCURING OR OFFERING OF A CHILD
15 FOR WORK WHICH, BY ITS NATURE OR THE
16 CIRCUMSTANCES IN WHICH IT IS CARRIED OUT,
17 IS LIKELY TO HARM THEIR HEALTH, SAFETY OR
18 MORALS.

19 (K) TO ORGANIZE OR DIRECT OTHER PERSONS TO
20 COMMIT THE OFFENSES DEFINED AS ACTS OF
21 TRAFFICKING UNDER THIS ACT."

22 SEC. 4. A new Section 4-A is hereby inserted in Republic Act No. 9208, to
23 read as follows:

24 "SEC. 4-A. ATTEMPTED TRAFFICKING IN PERSONS. -
25 WHERE THERE ARE ACTS TO INITIATE THE COMMISSION
26 OF A TRAFFICKING OFFENSE BUT THE OFFENDER FAILED
27 TO OR DID NOT EXECUTE ALL THE ELEMENTS OF THE
28 CRIME, BY ACCIDENT OR BY REASON OF SOME CAUSE

1 OTHER THAN VOLUNTARY DESISTANCE, SUCH OVERT
2 ACTS SHALL BE DEEMED AS AN ATTEMPT TO COMMIT AN
3 ACT OF TRAFFICKING IN PERSONS. AS SUCH, AN
4 ATTEMPT TO COMMIT ANY OF THE OFFENSES
5 ENUMERATED IN SECTION 4 OF THIS ACT SHALL
6 CONSTITUTE ATTEMPTED TRAFFICKING IN PERSONS.

7 IN CASES WHERE THE VICTIM IS A CHILD, ANY OF
8 THE FOLLOWING ACTS SHALL ALSO BE DEEMED AS
9 ATTEMPTED TRAFFICKING IN PERSONS:

- 10 (i) FACILITATING THE TRAVEL OF A CHILD WHO
11 TRAVELS ALONE TO A FOREIGN COUNTRY OR
12 TERRITORY WITHOUT VALID REASON THEREFOR
13 AND WITHOUT THE REQUIRED CLEARANCE OR
14 PERMIT FROM THE DEPARTMENT OF SOCIAL
15 WELFARE AND DEVELOPMENT, OR A WRITTEN
16 PERMIT OR JUSTIFICATION FROM THE CHILD'S
17 PARENT OR LEGAL GUARDIAN;
- 18 (ii) EXECUTING, FOR A CONSIDERATION, AN
19 AFFIDAVIT OF CONSENT FOR ADOPTION;
- 20 (iii) RECRUITING A WOMAN TO BEAR A CHILD FOR THE
21 PURPOSE OF SELLING THE CHILD;
- 22 (iv) SIMULATING A BIRTH FOR THE PURPOSE OF
23 SELLING THE CHILD; AND
- 24 (v) SOLICITING A CHILD AND ACQUIRING THE
25 CUSTODY THEREOF THROUGH ANY MEANS FROM
26 AMONG HOSPITALS, CLINICS, NURSERIES, DAY-
27 CARE CENTERS, REFUGEE OR EVACUATION
28 CENTERS, AND LOW-INCOME FAMILIES, FOR THE
29 PURPOSE OF SELLING THE CHILD."

1 SEC. 5. A new Section 4-B is hereby inserted in Republic Act No. 9208, to
2 read as follows:

3 **"SEC. 4-B. ACCOMPLICE LIABILITY. - WHOEVER**
4 **KNOWINGLY AIDS, ABETS OR CONSPIRES WITH ONE OR MORE**
5 **PERSONS TO COMMIT ILLEGAL ACTS DEFINED IN THIS ACT**
6 **SHALL BE PUNISHED IN ACCORDANCE WITH THE PROVISIONS**
7 **OF SECTION 10 (C) OF THIS ACT."**

8 SEC. 6. Section 5 of Republic Act No. 9208 is hereby amended to read as
9 follows:

10 **"Sec. 5. Acts that Promote Trafficking in Persons. - The following**
11 **acts which promote or facilitate trafficking in persons shall be unlawful:**

12 a) xxx

13 b) xxx

14 c) xxx

15 d) xxx

16 e) xxx

17 f) xxx

18 g) xxx

19 **(H) TO TAMPER WITH, DESTROY, OR CAUSE THE**
20 **DESTRUCTION OF EVIDENCE, OR TO INFLUENCE**
21 **OR ATTEMPT TO INFLUENCE WITNESSES, IN AN**
22 **INVESTIGATION OR PROSECUTION OF A CASE**
23 **UNDER THIS ACT;**

24 **(I) TO DESTROY, CONCEAL, REMOVE, CONFISCATE**
25 **OR POSSESS, OR ATTEMPT TO DESTROY,**
26 **CONCEAL, REMOVE, CONFISCATE OR POSSESS,**
27 **ANY ACTUAL OR PURPORTED PASSPORT OR**

1 OTHER TRAVEL, IMMIGRATION OR WORKING
2 PERMIT OR DOCUMENT, OR ANY OTHER ACTUAL
3 OR PURPORTED GOVERNMENT IDENTIFICATION,
4 OF ANY PERSON IN ORDER TO PREVENT OR
5 RESTRICT, OR ATTEMPT TO PREVENT OR
6 RESTRICT, WITHOUT LAWFUL AUTHORITY, THE
7 PERSON'S LIBERTY TO MOVE OR TRAVEL IN
8 ORDER TO MAINTAIN THE LABOR OR SERVICES
9 OF THAT PERSON; OR

10 (J) TO UTILIZE HIS OR HER OFFICE TO IMPEDE THE
11 INVESTIGATION, PROSECUTION OR EXECUTION
12 OF LAWFUL ORDERS IN A CASE UNDER THIS
13 ACT."

14 SEC. 7. Section 7 of Republic Act No. 9208 is hereby amended to read as
15 follows:

16 "Sec. 7. Confidentiality. - At any stage of the investigation,
17 prosecution and trial of an offense under this act, law enforcement officers,
18 prosecutors, judges, court personnel, and medical practitioners, as well as
19 parties to the case, shall recognize the right to privacy of the trafficked
20 person [and the accused]. Towards this end, law enforcement officers,
21 prosecutors and judges to whom the complaint has been referred may,
22 whenever necessary to ensure a fair and impartial proceeding, and after
23 considering all circumstances for the best interest of the trafficked victim,
24 order a closed-door investigation, prosecution, or trial. The name and
25 personal circumstances of the trafficked person [or of the accused,] or any
26 other information tending to establish [their identities and such
27 circumstances or information] the identity of the trafficked person shall
28 not be disclosed to the public.

1 [In cases when prosecution or trial is conducted behind closed
2 doors, i] It shall be unlawful for any editor, publisher, and reporter or
3 columnist in case of printed materials, announcer or producer in case of
4 television and radio, producer and director of a film in case of the movie
5 industry, or any person utilizing tri-media facilities or ELECTRONIC
6 information technology to cause publicity of [any case of trafficking in
7 persons] **THE NAME, PERSONAL CIRCUMSTANCES, OR ANY**
8 **INFORMATION TENDING TO ESTABLISH THE IDENTITY OF THE**
9 **TRAFFICKED PERSON. PROVIDED, THAT THE TRAFFICKED**
10 **PERSON IN A WRITTEN STATEMENT DULY NOTARIZED**
11 **KNOWINGLY, VOLUNTARILY AND WILLINGLY WAIVES SAID**
12 **CONFIDENTIALITY."**

13 **SEC. 8.** Section 10 of Republic Act No. 9208 is hereby amended to read as
14 follows:

15 **"Section 10. Penalties and Sanctions.** - The following penalties and
16 sanctions are hereby established for the offenses enumerated in this Act:

17 (a) Any person found guilty of committing any of the acts
18 enumerated in Section 4 shall suffer the penalty of imprisonment of
19 twenty (20) years and a fine of not less than One million pesos
20 (P1,000,000.00) but not more than Two million pesos (P2,000,000.00);

21 (b) **ANY PERSON FOUND GUILTY OF COMMITTING ANY**
22 **OF THE ACTS ENUMERATED IN SECTION 4-A OF THIS ACT**
23 **SHALL SUFFER THE PENALTY OF IMPRISONMENT OF FIFTEEN**
24 **(15) YEARS AND A FINE OF NOT LESS THAN FIVE HUNDRED**
25 **THOUSAND PESOS (P500,000.00) BUT NOT MORE THAN ONE**
26 **MILLION PESOS (P1,000,000);**

27 (c) **ANY PERSON FOUND GUILTY OF SECTION 4-B OF THIS**
28 **ACT SHALL SUFFER THE PENALTY OF IMPRISONMENT OF**
29 **FIFTEEN (15) YEARS AND A FINE OF NOT LESS THAN FIVE**

1 HUNDRED THOUSAND PESOS (P500,000.00) BUT NOT MORE
2 THAN ONE MILLION PESOS (P1,000,000);

3 (d) [(b)] Any person found guilty of committing any of the acts
4 enumerated in Section 5 shall suffer the penalty of imprisonment of fifteen
5 (15) years and a fine of not less than Five hundred thousand pesos
6 (P500,000.00) but not more than One million pesos (P1,000,000.00);

7 (e) [(c)] Any person found guilty of qualified trafficking under
8 Section 6 shall suffer the penalty of life imprisonment and a fine of not less
9 than Two million pesos (P2,000,000.00) but not more than Five million
10 pesos (P5,000,000.00);

11 (f) [(d)] Any person who violates Section 7 hereof shall suffer the
12 penalty of imprisonment of six (6) years and a fine of not less than Five
13 hundred thousand pesos (P500,000.00) but not more than One million
14 pesos (P1,000,000.00);

15 (g) [(e)] If the offender is a corporation, partnership, association,
16 club, establishment or any juridical person, the penalty shall be imposed
17 upon the owner, president, partner, manager, and/or any responsible
18 officer who participated in the commission of the crime or who shall have
19 knowingly permitted or failed to prevent its commission;

20 (h) [(f)] The registration with the Securities and Exchange
21 Commission (SEC) and license to operate of the erring agency,
22 corporation, association, religious group, tour or travel agent, club or
23 establishment, or any place of entertainment shall be cancelled and
24 revoked permanently. The owner, president, partner or manager thereof
25 shall not be allowed to operate similar establishments in a different name;

26 (i) [(g)] If the offender is a foreigner, he shall be immediately
27 deported after serving his sentence and be barred permanently from
28 entering the country;

1 (j) [(h)] Any employee or official of government agencies who shall
2 issue or approve the issuance of travel exit clearances, passports,
3 registration certificates, counseling certificates, marriage license, and other
4 similar documents to persons, whether juridical or natural, recruitment
5 agencies, establishments or other individuals or groups, who fail to
6 observe the prescribed procedures and the requirement as provided for by
7 laws, rules and regulations, shall be held administratively liable, without
8 prejudice to criminal liability under this Act. The concerned government
9 official or employee shall, upon conviction, be dismissed from the service
10 and be barred permanently to hold public office. His/her retirement and
11 other benefits shall likewise be forfeited; and

12 (k) [(i)] Conviction by final judgment of the adopter for any offense
13 under this Act shall result in the immediate rescission of the decree of
14 adoption.

15 SEC. 9. Section 11 of Republic Act No. 9208 is hereby amended to read as
16 follows:

17 "Sec. 11. Use of Trafficked Persons. - Any person [who] **FOUND**
18 **GUILTY OF KNOWINGLY** [buys or engages] **BUYING OR ENGAGING**
19 the services of a trafficked person for prostitution shall [be penalized as
20 follows:

21 (a) First offense - six (6) months of community service as may be
22 determined by the court and a fine of Fifty thousand pesos (P50,000);
23 and

24 (b) Second and subsequent offenses - imprisonment of one (1) year and a
25 fine of One hundred thousand pesos (P100,000)]

26 **SUFFER THE PENALTY OF IMPRISONMENT FOR FIFTEEN (15)**
27 **YEARS AND A FINE OF NOT LESS THAN FIVE HUNDRED**
28 **THOUSAND PESOS (P500,000.00) UP TO ONE MILLION PESOS**
29 **(P1,000,000.00). "**

1 SEC. 10. Section 16 of Republic Act No. 9208 is hereby amended to read as
2 follows:

3 "**Section 16. Programs that Address Trafficking in Persons.** - The
4 government shall establish and implement preventive, protective and
5 rehabilitative programs for trafficked persons. For this purpose, the
6 following agencies are hereby mandated to implement the following
7 programs:

8 (a) Department of Foreign Affairs (DFA) - shall make available its
9 resources and facilities overseas for trafficked persons regardless of their
10 manner of entry to the receiving country, and explore means to further
11 enhance its assistance in eliminating trafficking activities through closer
12 networking with government agencies in the country and overseas,
13 particularly in the formulation of policies and implementation of relevant
14 programs. **IT SHALL PROVIDE FILIPINO VICTIMS OF**
15 **TRAFFICKING OVERSEAS WITH FREE LEGAL ASSISTANCE AND**
16 **COUNSEL TO PURSUE LEGAL ACTION AGAINST HIS OR HER**
17 **TRAFFICKERS, REPRESENT HIS OR HER INTERESTS IN ANY**
18 **CRIMINAL INVESTIGATION OR PROSECUTION, AND ASSIST IN**
19 **THE APPLICATION FOR SOCIAL BENEFITS AND/OR REGULAR**
20 **IMMIGRATION STATUS AS MAY BE ALLOWED OR PROVIDED**
21 **FOR BY THE HOST COUNTRY.**

22 The DFA shall take necessary measures for the efficient
23 implementation of the [Machine Readable Passports] **ELECTRONIC**
24 **PASSPORTING SYSTEM** to protect the integrity of Philippine passports,
25 visas and other travel documents to reduce the incidence of trafficking
26 through the use of fraudulent identification documents.

27 **IN COORDINATION WITH THE DEPARTMENT OF LABOR**
28 **AND EMPLOYMENT, IT SHALL PROVIDE FREE TEMPORARY**
29 **SHELTERS AND OTHER SERVICES TO FILIPINO VICTIMS OF**

1 **TRAFFICKING OVERSEAS THROUGH THE MIGRANT WORKERS**
2 **AND OTHER OVERSEAS FILIPINOS RESOURCE CENTERS**
3 **ESTABLISHED OVERSEAS UNDER REPUBLIC ACT NO. 8042, AS**
4 **AMENDED.**

5 [It shall establish and implement a pre-marriage, on-site and pre-
6 departure counseling program on intermarriages.]

7 (b) Department of Social Welfare and Development (DSWD) - shall
8 implement rehabilitative and protective programs for trafficked persons. It
9 shall provide counseling and temporary shelter to trafficked persons and
10 develop a system for accreditation among NGOs for purposes of
11 establishing centers and programs for intervention in various levels of the
12 community. **IT SHALL ESTABLISH FREE TEMPORARY SHELTERS**
13 **FOR THE PROTECTION AND HOUSING OF TRAFFICKED**
14 **PERSONS TO PROVIDE THE FOLLOWING BASIC SERVICES TO**
15 **TRAFFICKED PERSONS:**

16 (1) **TEMPORARY HOUSING AND FOOD FACILITIES;**

17 (2) **PSYCHOLOGICAL SUPPORT AND COUNSELING;**

18 (3) **24-HOUR CALL CENTER FOR CRISIS CALLS;**

19 (4) **COORDINATION WITH LOCAL LAW**
20 **ENFORCEMENT ENTITIES; AND**

21 (5) **COORDINATION WITH THE DEPARTMENT OF**
22 **JUSTICE, AMONG OTHERS.**

23 (c) Department of Labor and Employment (DOLE) - shall ensure the
24 strict implementation and compliance with the rules and guidelines
25 relative to the employment of persons locally and overseas. It shall
26 likewise monitor, document and report cases of trafficking in persons
27 involving employers and labor recruiters.

28 (d) Department of Justice (DOJ) - shall ensure the prosecution of

1 persons accused of trafficking and designate and train special prosecutors
2 who shall handle and prosecute cases of trafficking. It shall also establish a
3 mechanism for free legal assistance for trafficked persons, in coordination
4 with the DSWD, Integrated Bar of the Philippines (IBP) and other NGOs
5 and volunteer groups.

6 (e) National Commission on the Role of Filipino Women (NCRFW)
7 - shall actively participate and coordinate in the formulation and
8 monitoring of policies addressing the issue of trafficking in persons in
9 coordination with relevant government agencies. It shall likewise advocate
10 for the inclusion of the issue of trafficking in persons in both its local and
11 international advocacy for women's issues.

12 (f) Bureau of Immigration (BI) - shall strictly administer and enforce
13 immigration and alien administration laws. It shall adopt measures for the
14 apprehension of suspected traffickers both at the place of arrival and
15 departure and shall ensure compliance by the Filipino fiancés/fiancées
16 and spouses of foreign nationals with the guidance and counseling
17 requirement as provided for in this Act.

18 (g) Philippine National Police (PNP) - shall be the primary law
19 enforcement agency to undertake surveillance, investigation and arrest of
20 individuals or persons suspected to be engaged in trafficking. It shall
21 closely coordinate with various law enforcement agencies to secure
22 concerted efforts for effective investigation and apprehension of suspected
23 traffickers. It shall also establish a system to receive complaints and calls to
24 assist trafficked persons and conduct rescue operations.

25 (h) Philippine Overseas Employment Administration (POEA) - shall
26 implement an effective pre-employment orientation seminars and pre-
27 departure counseling programs to applicants for overseas employment. It
28 shall likewise formulate a system of providing free legal assistance to
29 trafficked persons, **IN COORDINATION WITH THE DEPARTMENT**

1 **OF FOREIGN AFFAIRS.'**

2 (i) Department of the Interior and Local Government (DILG) - shall
3 institute a systematic information and prevention campaign **IN**
4 **COORDINATION WITH PERTINENT AGENCIES OF**
5 **GOVERNMENT AS PROVIDED FOR IN THIS ACT.** [and likewise
6 maintain a databank for the effective monitoring, documentation and
7 prosecution of cases on trafficking in persons]. **IT SHALL PROVIDE**
8 **TRAINING PROGRAMS TO LOCAL GOVERNMENT UNITS, IN**
9 **COORDINATION WITH THE COUNCIL, IN ENSURING WIDE**
10 **UNDERSTANDING AND APPLICATION OF THIS ACT AT THE**
11 **LOCAL LEVEL.**

12 (j) **COMMISSION ON FILIPINOS OVERSEAS - SHALL**
13 **CONDUCT PRE-DEPARTURE COUNSELING SERVICES FOR**
14 **FILIPINOS IN INTERMARRIAGES. IT SHALL DEVELOP A SYSTEM**
15 **FOR ACCREDITATION OF NON-GOVERNMENT**
16 **ORGANIZATIONS THAT MAY BE MOBILIZED FOR PURPOSES OF**
17 **CONDUCTING PRE-DEPARTURE COUNSELING SERVICES FOR**
18 **FILIPINOS IN INTER-MARRIAGES. AS SUCH, IT SHALL ENSURE**
19 **THAT THE COUNSELORS CONTEMPLATED UNDER THIS ACT**
20 **SHALL HAVE THE MINIMUM QUALIFICATIONS AND TRAINING**
21 **OF GUIDANCE COUNSELORS AS PROVIDED FOR BY LAW.**

22 **IT SHALL LIKEWISE ASSIST IN THE CONDUCT OF**
23 **INFORMATION CAMPAIGNS AGAINST TRAFFICKING IN**
24 **COORDINATION WITH LOCAL GOVERNMENT UNITS, THE**
25 **PHILIPPINE INFORMATION AGENCY, AND NON-GOVERNMENT**
26 **ORGANIZATIONS.**

27 (k) [j] Local government units (LGUs) - shall monitor and
28 document cases of *trafficking in persons* in their areas of jurisdiction, effect
29 the cancellation of licenses of establishments which violate the provisions
30 of this Act and ensure effective prosecution of such cases. They shall also

1 undertake an information campaign against trafficking in persons through
2 the establishment of the Migrants Advisory and Information Network
3 (MAIN) desks in municipalities or provinces in coordination with DILG,
4 Philippine Information Agency (PIA), Commission on Filipinos Overseas
5 (CFO), NGOs and other concerned agencies. They shall encourage and
6 support community based initiatives which address the trafficking in
7 persons.

8 In implementing this Act, the agencies concerned may seek and
9 enlist the assistance of NGOs, people's organizations (POs), civic
10 organizations and other volunteer groups.

11 **SEC. 11.** A new Section 16-A is hereby inserted into Republic Act No.
12 9208, to read as follows:

13 **"SEC. 16-A. ANTI-TRAFFICKING IN PERSONS DATABASE. -**
14 **AN ANTI-TRAFFICKING IN PERSONS CENTRAL DATABASE**
15 **SHALL BE ESTABLISHED BY THE INTER-AGENCY COUNCIL**
16 **AGAINST TRAFFICKING CREATED UNDER SECTION 20 OF THIS**
17 **ACT. THE COUNCIL SHALL SUBMIT A REPORT TO THE**
18 **PRESIDENT OF THE PHILIPPINES AND TO CONGRESS, ON OR**
19 **BEFORE JANUARY 15 OF EVERY YEAR, WITH RESPECT TO THE**
20 **PRECEDING YEAR'S PROGRAMS AND DATA ON TRAFFICKING-**
21 **RELATED CASES.**

22 **ALL GOVERNMENT AGENCIES TASKED UNDER THE LAW**
23 **TO UNDERTAKE PROGRAMS AND RENDER ASSISTANCE TO**
24 **ADDRESS TRAFFICKING IN PERSONS SHALL DEVELOP THEIR**
25 **RESPECTIVE MONITORING AND DATA COLLECTION SYSTEMS,**
26 **AND DATABASES, FOR PURPOSES OF ENSURING EFFICIENT**
27 **COLLECTION AND STORAGE OF DATA ON CASES OF**
28 **TRAFFICKING IN PERSONS HANDLED BY THEIR RESPECTIVE**
29 **OFFICES. SUCH DATA SHALL BE SUBMITTED TO THE COUNCIL**
30 **FOR INTEGRATION IN A CENTRAL DATABASE SYSTEM.**

1 FOR THIS PURPOSE, THE COUNCIL IS HEREBY TASKED TO
2 ENSURE THE HARMONIZATION AND STANDARDIZATION OF
3 DATABASES, INCLUDING MINIMUM DATA REQUIREMENTS,
4 DEFINITIONS, REPORTING FORMATS, DATA COLLECTION
5 SYSTEMS, AND DATA VERIFICATION SYSTEMS. SUCH
6 DATABASES SHALL HAVE, AT THE MINIMUM, THE FOLLOWING
7 INFORMATION:

8 (1) THE NUMBER OF CASES OF TRAFFICKING IN
9 PERSONS, SORTED ACCORDING TO STATUS OF
10 CASES, INCLUDING THE NUMBER OF CASES BEING
11 INVESTIGATED, SUBMITTED FOR PROSECUTION,
12 DROPPED, AND FILED OR PENDING BEFORE THE
13 COURTS;

14 (2) THE PROFILE/INFORMATION ON EACH CASE;

15 (3) THE NUMBER OF VICTIMS OF TRAFFICKING IN
16 PERSONS REFERRED TO THE AGENCY BY
17 DESTINATION COUNTRIES/AREAS AND BY AREA OF
18 ORIGIN; AND

19 (4) DISAGGREGATED DATA ON TRAFFICKING VICTIMS
20 AND THE "ACCUSED."

21 SEC. 12. Section 17 of Republic Act No. 9208 is hereby amended to read as
22 follows:

23 "**Section 17. *Legal Protection to Trafficked Persons.*** - Trafficked
24 persons shall be recognized as victims of the act or acts of trafficking and
25 as such shall not be penalized for [crimes directly related to the acts of
26 trafficking] **UNLAWFUL ACTS COMMITTED AS A DIRECT RESULT**
27 **OF, OR AS AN INCIDENT OR IN RELATION TO, BEING**
28 **TRAFFICKED BASED ON THE ACTS OF TRAFFICKING** enumerated
29 in this Act or in obedience to the order made by the trafficker in relation

1 thereto. In this regard, the consent of a trafficked person to the intended
2 exploitation set forth in this Act shall be irrelevant.

3 VICTIMS OF TRAFFICKING FOR PURPOSES OF
4 PROSTITUTION AS DEFINED UNDER SECTION 4 OF THIS ACT
5 ARE NOT COVERED BY ARTICLE 202 OF THE REVISED PENAL
6 CODE AND AS SUCH, SHALL NOT BE PROSECUTED, FINED, OR
7 OTHERWISE PENALIZED UNDER THE SAID LAW. "

8 SEC. 13. A new Section 17-A is hereby inserted into Republic Act No.
9 9208, to read as follows:

10 "SEC. 17-A. TEMPORARY CUSTODY AND INTERIM
11 PROTECTION ORDER. - A LAW ENFORCEMENT OFFICER, ON A
12 REASONABLE SUSPICION THAT A PERSON IS A VICTIM OF ANY
13 OFFENSE DEFINED UNDER THIS ACT, INCLUDING ATTEMPTED
14 TRAFFICKING, MAY PLACE THAT PERSON IN THE TEMPORARY
15 CUSTODY OF THE DSWD SOCIAL WELFARE OFFICE, OR ANY
16 ACCREDITED OR LICENSED SHELTER INSTITUTION DEVOTED
17 TO PROTECTING TRAFFICKED PERSONS, FOR A PERIOD NOT
18 EXCEEDING 36 HOURS AFTER THE RESCUE.

19 A PROSECUTOR MAY ISSUE AN INTERIM PROTECTION
20 ORDER THAT WOULD EXTEND THE CUSTODY OF THE VICTIM
21 OR POTENTIAL VICTIM FOR A PERIOD OF 60 DAYS FOR THE
22 PURPOSE OF CARRYING OUT AN INVESTIGATION. PROVIDED,
23 THAT THE ORDER SHALL BE ISSUED ONLY UPON
24 DETERMINATION THAT THERE IS IMMINENT THREAT TO THE
25 LIFE AND SAFETY OF THE VICTIM OR POTENTIAL VICTIM, THAT
26 THE VICTIM OR POTENTIAL VICTIM IS IN POSSESSION OF
27 INFORMATION OR EVIDENCE THAT IS MATERIAL TO THE
28 TRAFFICKING CASE, AND PRIOR WRITTEN CONSENT SHALL

1 HAVE BEEN OBTAINED FROM THE VICTIM OR POTENTIAL
2 VICTIM AND THE DSWD."

3 SEC. 14. A new Section 17-B is hereby inserted into Republic Act No.
4 9208, to read as follows:

5 "SEC. 17-B. IRRELEVANCE OF PAST SEXUAL BEHAVIOR OF
6 VICTIMS AND OF CONSENT OF VICTIMS IN CASES OF
7 DECEPTION, COERCION AND OTHER PROHIBITED MEANS . -
8 THE PAST SEXUAL BEHAVIOR OR THE SEXUAL PREDISPOSITION
9 OF A TRAFFICKED PERSON SHALL BE CONSIDERED
10 INADMISSIBLE IN EVIDENCE FOR THE PURPOSE OF PROVING
11 CONSENT OF THE VICTIM TO ENGAGE IN SEXUAL BEHAVIOR,
12 OR TO PROVE THE PREDISPOSITION, SEXUAL OR OTHERWISE,
13 OF A TRAFFICKED PERSON. FURTHERMORE, THE CONSENT OF
14 A VICTIM OF TRAFFICKING TO THE INTENDED EXPLOITATION
15 SHALL BE IRRELEVANT WHERE ANY OF THE MEANS SET FORTH
16 IN SECTION 3 (A) OF THIS ACT HAS BEEN USED."

17 SEC. 15. A new Section 17-C is hereby inserted into Republic Act No. 9208,
18 to read as follows:

19 "SEC. 17-C. IMMUNITY FROM SUIT. - NO ACTION OR SUIT
20 SHALL BE BROUGHT, INSTITUTED OR MAINTAINED IN ANY
21 COURT OR TRIBUNAL OR BEFORE ANY OTHER AUTHORITY
22 AGAINST ANY (A) LAW ENFORCEMENT OFFICER; (B) SOCIAL
23 WORKER; OR (C) PERSON ACTING IN COMPLIANCE WITH A
24 LAWFUL ORDER FROM ANY OF THE ABOVE, FOR LAWFUL ACTS
25 DONE OR STATEMENTS MADE DURING AN AUTHORIZED
26 RESCUE OPERATION, OR AN INVESTIGATION OR PROSECUTION
27 OF AN ANTI-TRAFFICKING CASE; PROVIDED, THAT SUCH ACTS
28 SHALL HAVE BEEN MADE IN GOOD FAITH."

29 SEC. 16. Section 20 of Republic Act No. 9208 is hereby amended to read as
30 follows:

1 “SEC. 20. Inter-Agency Council Against Trafficking. - There is
2 hereby established an Inter-Agency Council Against Trafficking, to be
3 composed of the Secretary of the Department of Justice as Chairperson
4 and the Secretary of the Department of Social Welfare and Development
5 as Co-Chairperson and shall have the following as members:

6 (a) Secretary, Department of Foreign Affairs;

7 (b) Secretary, Department of Labor and Employment;

8 (c) Administrator, Philippine Overseas Employment
9 Administration;

10 (d) Commissioner, Bureau of Immigration;

11 (e) Director-General, Philippine National Police;

12 (f) Chairperson, National Commission on the Role of Filipino
13 Women;

14 **(G) CHAIRPERSON, COMMISSION ON FILIPINOS**
15 **OVERSEAS; AND**

16 [g] **(H)** Three (3) representatives from NGOs, who shall [be
17 composed of] **INCLUDE** one (1) representative each from among
18 the sectors representing women, overseas [Filipino workers
19 (OFWs)] **FILIPINOS**, and children, with a proven record of
20 involvement in the prevention and suppression of trafficking in
21 persons. These representatives shall be nominated by the
22 government agency representatives of the Council, for appointment
23 by the President for a term of three (3) years.

24 The members of the Council may designate their permanent
25 representatives who shall have a rank not lower than an assistant secretary
26 or its equivalent to meetings, and shall receive emoluments as may be
27 determined by the Council in accordance with existing budget and
28 accounting rules and regulations.”

1 SEC. 17. Section 22 of Republic Act No. 9208 is hereby amended to read as
2 follows:

3 **"SEC. 22. Secretariat to the Council.** - [The Department of Justice
4 shall establish the necessary Secretariat for the Council]." A
5 PERMANENT SECRETARIAT TO THE COUNCIL UNDER THE
6 ADMINISTRATIVE SUPERVISION OF THE DOJ IS HEREBY
7 CREATED. THE SECRETARIAT SHALL BE HEADED BY AN
8 EXECUTIVE DIRECTOR. THE ORGANIZATIONAL STRUCTURE
9 AND STAFFING COMPLEMENT OF THE SECRETARIAT SHALL BE
10 DETERMINED BY THE COUNCIL, IN COORDINATION WITH THE
11 DEPARTMENT OF BUDGET AND MANAGEMENT, AND IN
12 ACCORDANCE WITH CIVIL SERVICE RULES AND REGULATIONS.
13 THE EXECUTIVE DIRECTOR SHALL BE APPOINTED BY THE
14 PRESIDENT UPON THE RECOMMENDATION OF THE COUNCIL

15 SEC. 18. A new Section 26-A is hereby inserted into Republic Act No.
16 9208, to read as follows:

17 **"SEC. 26-A. EXTRA TERRITORIAL JURISDICTION.** - THE
18 STATE SHALL EXERCISE JURISDICTION OVER ANY ACT DEFINED
19 AND PENALIZED UNDER THIS ACT, EVEN IF COMMITTED
20 OUTSIDE THE PHILIPPINES AND WHETHER OR NOT SUCH ACT
21 OR ACTS CONSTITUTE AN OFFENSE AT THE PLACE OF
22 COMMISSION, IF THE SUSPECT OR ACCUSED:

23 (1) IS A FILIPINO CITIZEN; OR

24 (2) IS A PERMANENT RESIDENT OF THE PHILIPPINES;

25 OR

26 (3) HAS COMMITTED THE ACT AGAINST A CITIZEN OF
27 THE PHILIPPINES.

28 NO PROSECUTION MAY BE COMMENCED AGAINST A
29 PERSON UNDER THIS SECTION IF A FOREIGN GOVERNMENT, IN

1 ACCORDANCE WITH JURISDICTION RECOGNIZED BY THE
2 PHILIPPINES, HAS PROSECUTED OR IS PROSECUTING SUCH
3 PERSON FOR THE CONDUCT CONSTITUTING SUCH OFFENSE,
4 EXCEPT UPON THE APPROVAL OF THE SECRETARY OF JUSTICE.

5 THE GOVERNMENT MAY SURRENDER OR EXTRADITE
6 PERSONS ACCUSED OF TRAFFICKING IN THE PHILIPPINES TO
7 THE APPROPRIATE INTERNATIONAL COURT, IF ANY, OR TO
8 ANOTHER STATE, PUSUANT TO THE APPLICABLE EXTRADITION
9 LAWS AND TREATIES."

10 SEC. 19. Section 28 of Republic Act No. 9208 is hereby amended to read as
11 follows:

12 "SEC. 28. FUNDING. - THE SUM OF TWENTY MILLION
13 PESOS (P20,000,000) IS HEREBY APPROPRIATED TO FUND THE
14 OPERATIONS AND PROGRAMS OF THE COUNCIL.

15 SUCH AMOUNT NEEDED TO CARRY OUT THE
16 IMPLEMENTATION OF THIS ACT SHALL BE CHARGED AGAINST
17 THE LUMP SUM APPROPRIATION OF THE CURRENT FISCAL
18 YEAR AND OTHER INTERNAL FUNDS OF THE DOJ AND THE
19 DSWD. THEREAFTER, THE BUDGET PROVIDED FOR IN THIS ACT
20 SHALL BE INCLUDED IN THE ANNUAL GENERAL
21 APPROPRIATIONS ACT."

22 SEC. 28-A. USE OF FUNDS. - THE AMOUNTS HEREIN
23 APPROPRIATED SHALL BE USED FOR THE PURPOSES
24 INDICATED AND SUBJECT TO THE RELEVANT AND GENERAL
25 PROVISIONS OF REPUBLIC ACT NO. 9970, OR THE FY 2010
26 GENERAL APPROPRIATIONS ACT, AND SUBSEQUENT GENERAL
27 APPROPRIATIONS ACTS: PROVIDED, THAT DISBURSEMENT OF
28 THE AMOUNT HEREIN APPROPRIATED OR ANY PART THEREOF

1 SHALL BE AUTHORIZED ONLY IN STRICT COMPLIANCE WITH
2 THE CONSTITUTION AND THE PROVISIONS OF THIS ACT.

3 SEC. 28-B. RELEASE OF FUNDS. - THE AMOUNTS HEREIN
4 APPROPRIATED SHALL BE RELEASED TO THE INTER-AGENCY
5 COUNCIL AGAINST TRAFFICKING BY THE DEPARTMENT OF
6 BUDGET AND MANAGEMENT IN ACCORDANCE WITH
7 BUDGETING LAWS, RULES AND REGULATIONS."

8 SEC. 20. Section 32 of R.A. 9208 of the Repealing clause is hereby
9 amended to read as follows.

10 *Section 32. Repealing Clause.* - All laws, [presidential decrees,
11 executive] orders, [and] rules and regulations, or part thereof WHICH
12 ARE inconsistent with [the] ANY provision[s] of this Act are hereby
13 repealed or modified accordingly: [Provided, That this Act shall not in any
14 way amend or repeal the provisions of Republic Act No. 7610, otherwise
15 known as the "Special Protection of Child Against Child Abuse,
16 Exploitation and Discrimination Act."]

17 SEC. 21. *Effectivity.* - This Act shall take effect fifteen (15) days following
18 its complete publication in at least two (2) newspapers of general circulation.

19 Approved,